PREPARED BY (NAME): FIRM: U.S. DISTRICT COURT - SOUTHERN DISTRICT OF NEW YORK ADDRESS: 500 PEARL STREET, ROOM 370 NEW YORK, NEW YORK 10007 PHONE NO.: (212) 805 - 0636 DISTRICT COURT DOCKET ENTRIES	UNITED STATES DE SOUTHERN DISTRE	ISTRICT COURT ICT OF NEW YORK	Document #	6
INDEX TO THE RECORD ON APPEAL PREPARED BY (NAME): FIRM: U.S. DISTRICT COURT - SOUTHERN DISTRICT OF NEW YORK ADDRESS: DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK ADDRESS: PHONE NO.: OCCUMENT DESCRIPTION CLERK'S CERTIFICATE DOC. #			U.S.C.A. #	
INDEX TO THE RECORD ON APPEAL PREPARED BY (NAME): FIRM: ADDRESS: DISTRICT COURT - SOUTHERN DISTRICT OF NEW YORK SOUTH FOR ADDRESS: DISTRICT COURT - SOUTHERN DISTRICT OF NEW YORK NEW YORK, NEW YORK 10007 PHONE NO.: DISTRICT COURT DOCKET ENTRIES DOCUMENT DESCRIPTION CLERK'S CERTIFICATE MAY 12 20 MAY 12 20 MAY 12 20 THOMAS R. PISARCZYK U.S. DISTRICT OF NEW YORK 200 PEARL STREET, ROOM 370 NEW YORK, NEW YORK 10007 PHONE NO.: CLERK'S CERTIFICATE	Celba	zvy		W 3632
INDEX TO THE RECORD ON APPEAL PREPARED BY (NAME): FIRM: ADDRESS: DISTRICT COURT - SOUTHERN DISTRICT OF NEW YORK SOUTH FROM 370 NEW YORK, NEW YORK 10007 PHONE NO.: DISTRICT COURT DOCKET ENTRIES DOCUMENT DESCRIPTION CLERK'S CERTIFICATE MAY 12 20 CLERK'S CERTIFICATE	Da Parola Titho	Stato of NY	JUDGE:	(MW
PREPARED BY (NAME): FIRM: U.S. DISTRICT COURT - SOUTHERN DISTRICT OF NEW YORK ADDRESS: 500 PEARL STREET, ROOM 370 NEW YORK, NEW YORK 10007 PHONE NO.: (212) 805 - 0636 DISTRICT COURT DOCKET ENTRIES DOCUMENT DESCRIPTION CLERK'S CERTIFICATE	in regree of cre		DATE: MOL	12,200
PREPARED BY (NAME): FIRM: U.S. DISTRICT COURT - SOUTHERN DISTRICT OF NEW YORK ADDRESS: 500 PEARL STREET, ROOM 370 NEW YORK, NEW YORK 10007 PHONE NO.: (212) 805 - 0636 DISTRICT COURT DOCKET ENTRIES DOCUMENT DESCRIPTION CLERK'S CERTIFICATE	YNIDE	W EO EWE DECOR		S DISTRICT
FIRM: U.S. DISTRICT COURT - SOUTHERN DISTRICT OF NEW YORK ADDRESS: 500 PEARL STREET, ROOM 370 NEW YORK, NEW YORK 10007 PHONE NO.: (212) 805 - 0636 DISTRICT COURT DOCKET ENTRIES	INDE	X TO THE RECOR	ED ON APPEAL	MAY 122008
ADDRESS: 500 PEARL STREET, ROOM 370 NEW YORK, NEW YORK 10007 PHONE NO.: (212) 805 - 0636 DISTRICT COURT DOCKET ENTRIES	PREPARED BY (NAME): _	THOMA	AS R. PISARCZYK	
PHONE NO.: NEW YORK, NEW YORK 10007 (212) 805 - 0636 DISTRICT COURT DOCKET ENTRIES				
PHONE NO.:	ADDRESS			
OOCUMENT DESCRIPTION CLERK'S CERTIFICATE DOC. #	PHONE NO.: _			
CLERK'S CERTIFICATE	DISTRICT COURT DOCKE	T ENTRIES		***************************************
	OOCUMENT DESCRIPTIO	N		DOC. #
SEE ATTACHED LIST OF NUMBERED DOCUMENTS		CLERK'S CERTIFICATE		
	SEE ATTAC	HED LIST OF NUMBERED I	DOCUMENTS	
			() S	Supplemental Reco

The record in the above entitled case was indexed to the U.S.C.A for the Second Circuit on the 12th Day of _______, 2008.

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

E 11	U.S.C.A. #
De Rogsle of the Hote of NY	U.S.D.C. # <u>0860.3633</u> JUDGE: KMW DATE: 2008
Clerk's Certif	<u>icate</u>
I, J. Michael McMahon, Clerk of the Court of the United State New York, do hereby certify that the certified copy of the dock numbered Through, inclusive, constitutes the Oriproceedings except for the following missing documents:	tet entries and the original filed papers
Date Filed Document	Description
In Testimony Whereof, I have caused the seal of said Court to this 127 Day of In this year of our Lord, Two Tethe United States this 232 year.	be hereunto affixed, at the City of New York, housand and Eight, and the Independence of

J. Michael McMahon, Clerk

APPEAL, CLOSED, MEMBER

U.S. District Court United States District Court for the Southern District of New York (Foley Square) CIVIL DOCKET FOR CASE #: 1:08-cv-03633-KMW Internal Use Only

Albery v. The People of The State of New York et al Assigned to: Judge Kimba M. Wood Lead case: 1:08-cv-03630-KMW Member case: (View Member Case) Cause: 42:1983 Civil Rights Act

Date Filed: 04/16/2008 Date Terminated: 04/16/2008 Jury Demand: Plaintiff Nature of Suit: 550 Prisoner: Civil Rights Jurisdiction: Federal Question

Date Filed	#	Docket Text
04/16/2008		DECLARATION IN SUPPORT OF REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by John Albery.(mbe) (Entered: 04/23/2008)
04/16/2008	(2	COMPLAINT against The People of The State of New York, Anthony Michel, Chignard Noelizaire. Document filed by John Albery.(mbe) (Entered: 04/23/2008)
04/16/2008		Magistrate Judge Debra C. Freeman is so designated. (mbe) (Entered: 04/23/2008)
04/16/2008		ORDER OF DISMISSAL, I grant plaintiff's request to proceed in forma pauperis, consolidate the two actions solely for the purpose of this order, but dismiss the complaints for the following reasons. Accordingly, the two complaints, filed in forma pauperis under 28 U.S.C. 1915(a)(1) are dismissed pursuant to 28 U.S.C. 1915(e)(2)(B)(ii). Since I hold that the portions of the complaints which are treated as a petition for habeas corpus relief makes no substantial showing of a denial of a constitutional right, a certificate of appealability will not issue. I certify pursuant to 28 U.S.C. 1915(a)(3) that any appeal from this order would not be taken in good faith. SO ORDERED. (Signed by Judge Kimba M. Wood on 4/16/2008) (mbe) (Entered: 04/23/2008)
04/16/2008		JUDGMENT. Ordered, Adjudged and Decreed: That the complaint be and is hereby dismissed. 28 U.S.C. 1915(e)(2). We certify pursuant to 28 U.S.C. 1915(a)(3) that any appeal from the Court's order will not be taken in good faith. (Signed by Judge Kimba M. Wood on 4/16/2008) (mbe) (Entered: 04/23/2008)
04/16/2008	/	CONSOLIDATED MEMBER CASE: Create association to 1:08-cv-03630-KMW. (laq) (Entered: 04/24/2008)
04/30/2008	(5	NOTICE OF APPEAL from 4 Judgment - Sua Sponte (Complaint), 3 Order Dismissing Complaint (I.F.P.). Document filed by John Albery. (tp) (Eutered: 05/12/2008)
04/30/2008		Appeal Remark as to 5 Notice of Appeal filed by John Albery. \$455.00 APPEAL FEE DUE. IFP REVOKED 4/16/08. (tp) (Entered: 05/12/2008)
05/12/2008		Transmission of Notice of Appeal and Certified Copy of Docket Sheet to US Court of Appeals re: 5 Notice of Appeal. (tp) (Entered: 05/12/2008)
05/12/2008		Transmission of Notice of Appeal to the District Judge re: 5 Notice of Appeal. (tp) (Entered: 05/12/2008)